

THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, MET IN REGULAR SESSION ON JANUARY 25, 2010, WITH THE FOLLOWING MEMBERS PRESENT: ROBERT L. PROUD, PRESIDENT, EDWIN H. HUMPHREY, VICE PRESIDENT, AND R. SCOTT CROSWELL III, MEMBER. THE MEETING WAS CALLED TO ORDER SHORTLY AFTER 1:00 P.M. BY THE PRESIDENT OF THE BOARD WITH THE PLEDGE OF ALLEGIANCE TO OUR FLAG.

IN RE: REQUESTS FROM VARIOUS DEPARTMENTS TO JOIN PROFESSIONAL ORGANIZATIONS AND AUTHORIZATION FOR REIMBURSEMENT OF ROUTINE TRAVEL EXPENSES RELATIVE THERETO...APPROVED

Moved by Mr. Humphrey, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Requests from various departments to join professional organizations and to authorize payment of the annual dues in the amounts outlined below for membership therein, pursuant to Section 325.21 of the Ohio Revised Code and to authorize reimbursement of **routine travel expenses** associated therewith (*excluding expenses for overnight accommodations, meals for more than one day, registration fees, tuition, and/or transportation by common carrier*) pursuant to the policies and procedures of the Board and in compliance with the Annual Appropriations for Fiscal Year 2010 and any and all amendments subsequent thereto:

Elected Official or Department/Employee	Organization	Annual Dues	Term
County Engineer Patrick J. Manger DC# 10-0115-001	County Engineer’s Association of Ohio	\$4,758.65	01/01/10 through 12/31/10
	American Public Works Association	\$148.00	09/01/10 through 08/31/11
County Engineer Patrick J. Manger Rob Alfieri Todd Gadbury DC# 10-0115-001	Clermont County Township Association	\$30.00	01/01/10 through 12/31/10
County Engineer Patrick J. Manger Craig M. Stephenson Douglas E. Royer Todd C. Gadbury Jeremy Evans DC# 10-0115-001	American Society of Highway Engineers	\$200.00	06/01/10 through 05/31/11
County Engineer Patrick J. Manger Craig A. Risner Steve Case DC# 10-0115-001	Professional Land Surveyors of Ohio, Inc.	\$360.00	07/01/10 through 06/30/11
County Engineer Todd Slone DC# 10-0115-001	Southwest Ohio Purchasers 4 Government (SWOP4G)	\$50.00	04/01/10 through 03/31/11
Department of Job and Family Services Director and/or Staff DC# 10-0106-003	Southwest Public Children Services Association of Ohio	\$50.00	01-01-10 through 12-31-10
Clermont County Juvenile Court Judy Farley DC# 10-0111-002	Ohio Chief Probation Officers Association	\$150.00	01-01-10 through 12-31-10

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Croswell, Yes; Mr. Proud, Yea.

**IN RE: MAINTENANCE AGREEMENTS FOR VARIOUS DEPARTMENTS FOR
THE PROVISION OF MAINTENANCE ON OFFICE
EQUIPMENT...APPROVED**

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Requests from various departments to approve Maintenance Agreements with various vendors for the provision of maintenance on the following equipment at the rates and the terms outlined below pursuant to the terms and conditions set forth therein and to authorize David L. Spinney, County Administrator, to execute the Maintenance Agreements and the Rider for Equipment Maintenance Agreements attached thereto:

Elected Official or Department	Vendor	Equipment/Model #/ Serial Number(s)	Rate	Term
Office of Technology, Communications and Security/The Telecommunications Division DC# 10-0114-003	ABS Business Products, Inc. 10855 Medallion Drive Cincinnati, Ohio 45241	Sharp Copier MX-4501N S/N: 95001470	\$2,160.00 plus \$0.009 per b/w copy over 200,000 copies and \$0.06 per color copy over 6000 copies	01/25/10 through 01/24/11

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Yea.

**IN RE: BOARD OF COUNTY COMMISSIONERS...FINANCIAL/BUDGETARY
ACTIONS FOR FISCAL YEAR 2010...APPROVED**

Moved by Mr. Humphrey, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of the Office of Management and Budget, with the concurrence of David L. Spinney, County Administrator, to approve financial/budgetary actions pursuant to Ohio Revised Code Section 5705.40 as they relate to changes in the Annual Appropriation Resolution for Fiscal Year 2010 (Resolution Number 211-09) and/or interfund transactions as outlined in the following table(s) and to authorize Linda Fraley, County Auditor, to properly record same:

SUPPLEMENTAL APPROPRIATIONS FOR FISCAL YEAR 2010:

\$ 20,000.00	Common Pleas Clerk Computerization Fund	262	2114	5300	Purchased Services
\$ 10,000.00	Common Pleas Clerk Computerization Fund	262	2114	6100	Maintenance & Repair
\$ 25,000.00	Sick Leave Retirement Liability Fund	273	8604	7000	Reimbursements/ Transfers/ Advances
\$ 3,500.00	Water & Sewer Combined Services Fund – Customer Service	603	8524	5300	Purchased Services

BUDGET TRANSFER OF FUNDS:

AMOUNT	FROM			TO	
\$ 30,000 .00	General Fund - Communications Center	100-4010-5117	Bargaining Unit Salary	100-4010-5121	Overtime

CASH TRANSFER OF FUNDS:

AMOUNT	FROM	TO
\$ 34,151.31	Sick Leave Retirement Liability Fund 273-8604-7210	General Fund 100-0100-4821-0273

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Croswell, Yes; Mr. Proud, Yea.

**IN RE: TRAINING AND TRAVEL REQUESTS...REIMBURSEMENT OF EXPENSES
RELATIVE TO SAME...APPROVED**

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of David L. Spinney, County Administrator, to approve the following requests for reimbursement of expenses for training and travel pursuant to the policies and procedures of the Board and in compliance with the Annual Appropriations for Fiscal Year 2010 and any and all amendments subsequent thereto:

BUILDING INSPECTION DEPARTMENT

Carl Lamping: Three (3) days – Dayton, Ohio – The Ohio Building Officials Association and the Miami Valley Building Officials Council 20th Annual Joint Conference – Total expenses not to exceed \$455.00.

COUNTY SHERIFF

Jeffrey S. Rudd: Two (2) days – Mason, Ohio – Warren County Sheriff's Office/Greater Warren County Drug Task Force and High Intensity Drug Trafficking Area (HIDTA) 2010 Criminal and Drug Interdiction Seminar – Total expenses not to exceed \$0.00.

COUNTY ENGINEER

Pat Manger, Craig Risner and Steve Case: Three (3) days – Cincinnati, Ohio – Professional Land Surveyors of Ohio, Inc. 35th Annual Conference – Total expenses not to exceed \$1,089.00.

Alex Cunningham, David Garr and Eric Ely: One (1) day – Cincinnati, Ohio – World of Asphalt 2010 Show and Conference – Total expenses not to exceed \$200.00.

Alex Cunningham and Mike Lober: Ten (10) days – Cincinnati, Ohio – Access Data Base Computer Training – Total expenses not to exceed \$1,900.00.

HUMAN RESOURCES DEPARTMENT

Robert Sander: Two (2) days – Newark, Ohio – Ohio Public Employee Labor Relations Association 26th Annual Training Conference – Total expenses not to exceed \$466.00.

COMMON PLEAS CLERK OF COURTS

Barbara Wiedenbein, Alice Fricke, and Shirley Williamson: Two (2) days – Columbus, Ohio - Ohio Clerk of Courts Association Monthly Meeting – Total expenses not to exceed \$824.00.

**CLERMONT COUNTY COURT OF COMMON PLEAS/DOMESTIC RELATIONS
DIVISION**

David Hunter: Three (3) days – Newark, Ohio – 2010 New Magistrate Orientation – Total expenses not to exceed \$622.00.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Yea.

IN RE: PERSONNEL ACTION FORMS...APPROVED

* THE OFFICIAL RECORD OF PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, RELATIVE TO PERSONNEL ACTIONS IS AVAILABLE FOR PUBLIC INSPECTION UPON REQUEST MONDAY THROUGH FRIDAY BETWEEN THE HOURS OF 8:00 A.M. TO 4:30 P.M. LOCAL TIME.

LET THE RECORD SHOW: THAT THE PRESIDENT OF THE BOARD OF COUNTY COMMISSIONERS RECESSED REGULAR SESSION AT 1:26 P.M. TO BE RECONVENED AT 1:30 P.M. THIS DATE.

LET THE RECORD SHOW: THE BOARD RECONVENED REGULAR SESSION AT 1:36 P.M.

IN RE: BOARD OF COUNTY COMMISSIONERS...PUBLIC HEARING RELATIVE TO THE PROPOSED VACATION OF CORNSTALK LANE SITUATED IN UNION TOWNSHIP...09-1204-001

LET THE RECORD SHOW: THAT COMMISSIONER EDWIN H. HUMPHREY AND CRAIG RISNER, DEPUTY SURVEYOR, CLERMONT COUNTY ENGINEER'S OFFICE, VIEWED CORNSTALK LANE SITUATED IN UNION TOWNSHIP PROPOSED TO BE VACATED ON 01/25/10 AT 11:00 A.M.

LET THE RECORD FURTHER SHOW: THAT COMMISSIONERS ROBERT L. PROUD AND R. SCOTT CROSWELL III VIEWED THE PROPOSED AREA TO BE VACATED THIS DATE PRIOR TO THE PUBLIC HEARING.

LET THE RECORD SHOW: THAT A PUBLIC HEARING WAS HELD THIS DATE AT 1:36 P.M. IN THE OFFICE OF THE BOARD OF COUNTY COMMISSIONERS, 101 EAST MAIN STREET, BATAVIA, OHIO 45103-2960 TO AFFORD PUBLIC COMMENT ON THE PROPOSED VACATION OF CORNSTALK LANE SITUATED IN UNION TOWNSHIP.

THIS PUBLIC HEARING WAS RECORDED AND VIDEOTAPED AND EITHER/OR ARE AVAILABLE FOR PUBLIC INSPECTION MONDAY THROUGH FRIDAY BETWEEN THE HOURS OF 8:00 A.M. TO 4:30 P.M.

CRAIG RISNER, DEPUTY SURVEYOR, CLERMONT COUNTY ENGINEER'S OFFICE, PROVIDED AN OVERVIEW OF THE PROPOSED VACATION. MR. RISNER STATED THAT THE TOTAL LENGTH TO BE VACATED IS 183.45 FEET AND READ THE LEGAL DESCRIPTION OF THE PROPERTY TO BE VACATED. HE STATED THE AREA PROPOSED TO BE VACATED CONTAINS ROAD MILEAGE CURRENTLY REIMBURSED BY THE STATE OF OHIO DEPARTMENT OF TRANSPORTATION AND WILL REDUCE UNION TOWNSHIP'S CERTIFIED ROAD MILEAGE BY 0.03 MILES IN 2010. MR. RISNER FURTHER STATED THAT THIS PROPOSED VACATION WILL NOT CREATE ANY LANDLOCKED PARCELS.

NO ONE APPEARED IN FAVOR OF, OR IN OPPOSITION TO THE PROPOSED VACATION.

HAVING NO FURTHER COMMENT TO COME BEFORE THE BOARD OF COUNTY COMMISSIONERS FOR CONSIDERATION THEREOF, THE PUBLIC HEARING WAS CONCLUDED AT 1:39 P.M.

IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 16-10/RESOLUTION DETERMINING TO VACATE CORNSTALK LANE IN UNION TOWNSHIP...09-1204-001...ADOPTED

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation to adopt Resolution Number **16-10** determining to vacate Cornstalk Lane in Union Township, Clermont County, Ohio, as described therein, pursuant to and in compliance with Section 5553.04 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Yea.

LET THE RECORD SHOW: THAT A MOTION BY MR. CROSWELL, SECONDED BY MR. HUMPHREY, TO RECESS REGULAR SESSION AT 1:37 P.M. TO BE RECONVENED AT 1:50 P.M., CARRIED WITH ALL MEMBERS PRESENT VOTING AFFIRMATIVELY THEREON.

LET THE RECORD SHOW: THE BOARD RECONVENED REGULAR SESSION AT 1:52 P.M. AND COMMISSIONER CROSWELL WAS NOT PRESENT.

LET THE RECORD SHOW: A MOTION BY MR. HUMPHREY, SECONDED BY MR. PROUD, TO GO INTO EXECUTIVE SESSION AT 1:53 P.M. PURSUANT TO SECTION 121.22(G)(3) OF THE OHIO REVISED CODE REGARDING PENDING LITIGATION, CARRIED WITH ALL MEMBERS PRESENT VOTING AFFIRMATIVELY THEREON.

LET THE RECORD SHOW: THE EXECUTIVE SESSION CONCLUDED AND REGULAR SESSION RESUMED AT 2:24 P.M. WITH NO ACTION TAKEN.

LET THE RECORD SHOW: That a motion by Mr. Humphrey, seconded by Mr. Proud, to approve the minutes of Regular Session of **01/25/10** carried with all members present voting affirmatively thereon.

IN RE: ADJOURNMENT...APPROVED

Moved by Mr. Humphrey, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

That the Board of County Commissioners, noting no further business to come before the commission for legislative action, adjourned this Regular Session at 2:25 P.M. until the next regularly scheduled session to be held at a later date.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Proud Yea; Mr. Croswell, Absent.

**BOARD OF COUNTY COMMISSIONERS
CLERMONT COUNTY, OHIO**

**ROBERT L. PROUD, PRESIDENT
EDWIN H. HUMPHREY, VICE PRESIDENT
R. SCOTT CROSWELL III, MEMBER**

JUDITH KOCICA, CLERK OF THE BOARD

DATE APPROVED – 01/25/10